



IFW 326X

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: July 17, 2006

Name: M. Collins

Signature: M. Collins

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Hao H. Yang

Appln. No.: 10/538,486

Filed: 6/8/05

For: Exercise Machine With Entertainment Themes

Attorney Docket No: 11894-005

Examiner: Unknown

Art Unit: 3764

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Information Disclosure Statement; Form PTO-1449
☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity			Not a Small Entity		
					Rate	Add'l Fee	or	Rate	Add'l Fee	
Total		Minus			x \$9=			x \$18=		
Indep.		Minus			x 44=			x \$98=		
First Presentation of Multiple Dep. Claim					+ \$150=			+ \$300=		
Total					\$			Total	\$	

Fee payment:

A check in the amount of \$_____ is enclosed.

- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).

- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Steven L. Oberholtzer, Esq. (Reg. No. 30,670)

July 17, 2006
Date

Applicants have calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

July 17, 2006

Date



Steven L. Oberholtzer, Esq. (Reg. No.30,670)

Enclosures

BRINKS
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& LIONE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Appln. of: Hao H. Yang

Appln. No.: 10/538,486

Filed: 6/8/05

For: Exercise Machine With
Entertainment Themes

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INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicants hereby cite the following reference(s):

No.	Date of Publication	Patentee/Applicant/Assignee
6,447,424	9/10/02	Darren C. Ashby et al.
6,152,856	11/28/00	Real Vision Corporation
6,148,262	11/14/00	William R. Fry

For the Examiner's convenience, Applicants are enclosing Form PTO-1449 (one sheet. As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R. §1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).



FORM PTO-249

LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT		APPLICATION NO. 10/538,486	ATTORNEY DOCKET NO. 11895-005
(use several sheets if necessary)		FILING DATE 6/8/05	GROUP ART UNIT 3764
		FIRST NAMED INVENTOR: Hao H. Yang	
		EXAMINER NAME: -Unknown	

EXAMINER INITIALS	Cite No.	DOCUMENT NUMBER Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where, Relevant Passages or Relevant Figures Appear
	A1	6,447,424	9/10/02	Darren C. Ashby et al.	
	A2	6,152,856	11/28/00	Real Vision Corporation	
	A3	6,148,262	11/14/00	William R. Fry	
	A4				
	A5				
	A6				
	A7				
	A8				
	A9				
	A10				
	A11				
	A12				
	A13				

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS	Cite No.	Foreign Patent Document Country Code, Number -Number- Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where, Relevant Passages or Relevant Figures Appear	T

NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIAL	(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	T
	A14	
	A15	
	A16	
	A17	
	A18	
	A19	

NOTE: For "T" - please place an "X" if an English translation is being provided to the Patent Office.

EXAMINER /Glenn Richman/	DATE CONSIDERED 10/01/2008
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /G.R./